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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **David Lawrence Coombs**

Attorney Docket No.: 15704-1US JEL

Serial No.: **10/098,553**

Group Art Unit: 2185

Filed: **March 18, 2002**

Examiner: n/a

For: **SYSTEM AND METHOD FOR DATA BACKUP**

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**JUL 08 2002**

Assistant Commissioner of Patents and Trademarks

Washington, D.C. 20231

**Technology Center 2100**

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In compliance with 37 CFR 1.97 and 1.98, Applicants bring to the attention of the U.S. Patent and Trademark Office information listed on the enclosed PTO/SB/08A and PTO/SB/08B. A copy of the information is also enclosed.

Assignee of the invention herein, Net Integration Technologies Inc. advises that the two undated references entitled "Net Integrator Backup System Technical Overview" and "Newly Launched: Mark I-idb and Mark II-idb" were first made available to the public by posting said references to Assignee's web site at [www.net-itech.com](http://www.net-itech.com). The references were respectively first posted in December 2001 and after March 19, 2001.

Should any fee be required in connection with the filing of this Information Disclosure Statement, please charge such fee to Deposit Account No. 195113.

Respectfully submitted,

Joan M. Van Zant

Registration No. 25815

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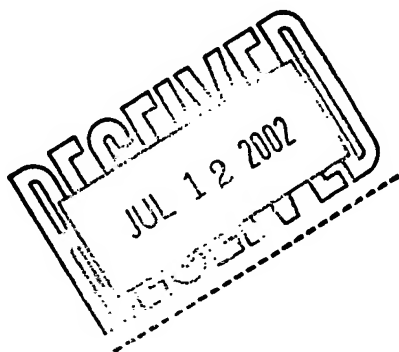
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Substitute for form 1449A and B/PTO				<div style="text-align: right;"> <b>Complete if Known</b> </div>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				Application Number	10/098,553
				Filing Date	March 18, 2002
				First Named Inventor	COOMBS, David Lawrence
				Art Unit	2185
				Examiner Name	n/a
Sheet	1	of	2	Attorney Docket Number	15704-1US JEL/lh

[illegible][illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



PTO/SB/08A/B (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A and B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Patent & Trademark Office  Complete if Known  Application Number: 10/098,553 Filing Date: March 18, 2002 First Named Inventor: COOMBS, David Lawrence Art Unit: 2185 Examiner Name: n/a	
Sheet	2	of	2	Attorney Docket Number	15704-1US JEL/h

[illegible]

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<b>FEE TRANSMITTAL</b> <b>for FY 2002</b> <i>Patent fees are subject to annual revision.</i>		<b>Complete if Known</b>	
		Application Number	10/098,553
		Filing Date	March 18, 2002
		First Named Inventor	COOMBS, David Lawrence
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		Group /Art Unit	2185
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TOTAL AMOUNT OF PAYMENT		(\$ ) 0.00	

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																																																					
<b>1.</b> <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit over payments to: Deposit Account Number: <b>195113</b> Deposit Account Name: <b>Swabey Ogilvy Renault</b> <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		<b>3. ADDITIONAL FEES</b> Large Entity Small Entity																																																																																																																																																																																					
<b>2.</b> <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		<table border="1"><thead><tr><th>Fee Code</th><th>Fee (\$)</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr><tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr><tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr><tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr><tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr><tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr><tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr><tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr><tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - 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<b>2. EXTRA CLAIM FEES</b> Total Claims <input type="text"/> - 20** = <input type="text"/> X <input type="text"/> = <input type="text"/> Independent Claims <input type="text"/> - 3** = <input type="text"/> X <input type="text"/> = <input type="text"/> Multiple Dependent <input type="text"/> = <input type="text"/> ** or number previously paid, if greater; For Reissues, see below Large Entity Small Entity <table border="1"><thead><tr><th>Fee Code</th><th>Fee (\$)</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th></tr></thead><tbody><tr><td>103</td><td>18</td><td>203</td><td>9</td><td>Claims in excess of 20</td></tr><tr><td>102</td><td>84</td><td>202</td><td>42</td><td>Independent claims in excess of 3</td></tr><tr><td>104</td><td>280</td><td>204</td><td>140</td><td>Multiple dependent claim, if not paid</td></tr><tr><td>109</td><td>84</td><td>209</td><td>42</td><td>** Reissue independent over original patent</td></tr><tr><td>110</td><td>18</td><td>210</td><td>9</td><td>** Reissue claims in excess of 20 and over original patent</td></tr><tr><td colspan="5">SUBTOTAL (2) (\$)</td></tr></tbody></table> ** or number previously paid, if greater; For Reissues, see above		Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	103	18	203	9	Claims in excess of 20	102	84	202	42	Independent claims in excess of 3	104	280	204	140	Multiple dependent claim, if not paid	109	84	209	42	** Reissue independent over original patent	110	18	210	9	** Reissue claims in excess of 20 and over original patent	SUBTOTAL (2) (\$)																																																																																																																																																							
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Joan M. Van Zant	Registration No. / Attorney/Agent	25815
Signature	<i>Joan M. Van Zant</i>	Telephone	416-216-1868
		Date	July 3, 2002